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Attorneys for Defendant and Counterclaimant,
AMERICAN TIMBER AND STEEL CO., INC.,
sued herein and f/k/a MIDWESTERN WHOLESALERS, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA –
SAN FRANCISCO/OAKLAND DIVISION

KEVIN JOYCE,

Plaintiff,

v.

MIDWESTERN WHOLESALERS, INC., an
Ohio corporation, and
DOES 1 through 50, inclusive,

Defendants.

AND RELATED COUNTERCLAIM.

Case No. C 07-5404 JCS (WDB)

**STIPULATION OF DISMISSAL
WITH PREJUDICE OF ALL
CLAIMS AND
COUNTERCLAIMS**

Complaint Filed: August 14, 2007
Trial Date: November 17, 2008

KLEIN, DENATALE, GOLDNER,
COOPER, ROSENLIEB & KIMBALL, LLP
4550 CALIFORNIA AVENUE, SECOND FLOOR
BAKERSFIELD, CALIFORNIA 93309

1 IT IS HEREBY STIPULATED by and between KEVIN JOYCE and
 2 AMERICAN TIMBER AND STEEL CO. (sued herein and f/k/a MIDWESTERN
 3 WHOLESALERS, INC.), through their designated counsel, that the above-entitled
 4 action, in its entirety (including all claims and counterclaims), be and hereby is
 5 dismissed *with prejudice* pursuant to Rule 41(a)(1) and 41(c) of the Federal Rules of
 6 Civil Procedure.

7 Each party shall bear his or its own respective costs and expenses, including
 8 attorneys' fees, incurred in connection with this action.

9
 10 Date: June 23, 2008

11 THE WRIGHT LAW FIRM
 By: *Sarah S. Wright*
 12 Sarah S. Wright
 13 Attorney for Plaintiff/Counter-Defendant,
 14 KEVIN JOYCE

15 Date: June 23, 2008

16 KLEIN, DeNATALE, GOLDNER,
 COOPER, ROSENLIB & KIMBALL, LLP
 By: *Jeffrey W. Noe*
 17 Jeffrey W. Noe
 18 Attorneys for Defendant/Counterclaimant,
 19 AMERICAN TIMBER AND STEEL CO.,
 20 INC.

21 Dated: June 23, 2008



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